Registered No. M. 1175

137

The Mysore Gazette

PUBLISHED BY AUTHORITY

Vol. 82] BANGALORE, THURSDAY, APRIL 17, 1947 [No. 16

PART III—Section I

NOTIFICATIONS BY GOVERNMENT

REVENUE SECRETARIAT.

Dated 22th March 1947.

No. S. R. 3748—Ex. 72-46-8. In exercise of the powers conferred under Sections 9 and 13-A of the Mysore Excise Act V of 1901, and in partial modification of Notification No. S. R. 2545—Ex. 72-46-6 dated 7th January 1947, the Government of His Highness the Maharaja of Mysore are pleased to prohibit the possession and transport of special liquors and of foreign liquors into the Prohibition areas of Pavagada and Molakalmuru Taluks with effect from the date of this notification.

2449

Dated 8th April 1947.

No. L. 13612—Ml. 188-46-10. Under Section 48 (1) of the Mysore Land Acquisition Act, 1894, as amended from time to time, the Government are pleased to withdraw the acquisition of a portion of Door No. 33, Taluk Catchery Road, IV Division, Bangalore City, for opening a Conservancy lane, sanctioned in Notification No. L. 11051—Ml. 22-41-53, dated 20th May 1942, as the said property is no longer required for the purpose originally intended.

7539

Dated 9th April 1947.

No. R. 9824—L. S. 25-46-5. It is notified for general information that, under Section 1 (2) of the Record of Rights Act No. X of 1927, Government are pleased to direct that the provisions of the said Act shall be extended to Khayamgutta Honnaganahalli Mutt Village in Mandya Taluk.

2. The Record is intended to check litigation in regard to land and to facilitate its disposal by the Courts, to reduce unnecessary expenditure by the raiyats in executing and registering documents and to protect them against fraud and fabrication of false claims. It will also be of assistance to Government as well as the raiyats in the distribution of assessment among the various hissadars, the grant of Takavi and Land Improvement Loans and the grant of suspension or remission of land revenue.

3. To facilitate the accurate preparation of the Record of Rights, the Preliminary Record will first be prepared by the Shanbhogs to the best of their information in the prescribed form and every case will be duly investigated by a Special Revenue Inspector. There will be a check of the Preliminary Record by the Amildar or other officer specially authorised by the Commissioner of Land Records, Survey and Settlement or by the Deputy Commissioner, in this behalf. Occupants and persons interested in the land are required to furnish every information that may be within their knowledge to the Investigating Officers in order to ensure accuracy in the preparation of this Record which will form the basis of the future Records of Rights.

4. All persons interested in the land are required to render every reasonable assistance to officers of the Department of Land Records when they come to the village to measure the hissas and to conduct enquiries in cases of disputed boundary lines between hissas in the field, after giving the prescribed notice.

5. The attention of the public is invited to the provisions of Section 7 of the Record of Rights Act requiring them on requisition by a Revenue Officer, engaged in compiling or or revising the Record of Rights to furnish or produce information and documents needed for the correct compilation or revision thereof within one month from the date of such requisition. Failure to comply with this requisition and secure registration of their rights will render occupants and holders of interests in land liable to a fine not exceeding Rs. 5 (recoverable as an arrear of land revenue) besides depriving them of the advantages enumerated above. The officer to whom any information is furnished or before whom any documents are produced in accordance with the requisition will give a written acknowledgement therefore in the form prescribed to the person furnishing or producing the same and shall endorse on any such document, before returning it to him, a note under signature stating the fact of its production and the date thereof.

7542

Dated 9th April 1947.

No. R. 9829—L. S. 25-46-6. Under Section 106 of the Mysore Land Revenue Code (Act IV of 1888) as amended from time to time, the Government of His Highness the Maharaja are pleased to authorise the extension of the provisions of Chapters VIII to X of the said Act to Khayamgutta Honaganahalli Mutt Village in the Mandya Taluk.

7543

Dated 10th April 1947.

No. L. 13798—Ml. 23-46-85. Under Section 48 (1) of the Mysore Land Acquisition Act, 1894, as amended from time to time, Government are pleased to withdraw the acquisition of a portion of Door No. 12/1 Sunkenahalli Extension, VIII Division, Bangalore City, required for forming a conservancy lane as published in Notification No. L. 8037—Ml. 22-42-28, dated 15th February 1945.

7567

Dated 12th April 1947.

No. R. 9950—L. R. 12-46. The following are appointed to act as Amildars in existing vacancies:—

Messrs.—

1. H. A Hanumanthiah, B.A., Police Inspector, O. O. D. in Civil Supplies Department.
2. S. P. Revanna, B.A., Police Inspector, O. O. D. in the Anti-Corruption Office.

(The above two officers will be seconded as Acting Amildars and continued in their present appointments).

3. H. P. Puttasamappa, B.A., Manager, Revenue Survey Office.
4. P. Rangappa, B.A., Special Deputy Amildar, Hirebhasgar Acquisition Scheme.
5. H. G. Halappa, B.A., Deputy Amildar, Gudibanda.
6. C. D. Adimulam, B.A., Police Inspector.
7. K. Marulappa M.A., Deputy Amildar, Narasimharajapura.
8. B. C. Channaraja Urs, B.A., B.L., Sub-Registrar

(Sl. Nos. 4, 5 and 7 will continue in their present charges).

7701 H. N. PALLEGAR, *Rev. Secy.*

EDUCATION SECRETARIAT

Dated 8th April 1947.

No. M. 11547—G. M. 12 46-34. Under Sections 6 and 9 of the Indian Christian Marriage Act XV of 1872, the licenses granted to the following persons on the dates noted against each are hereby revoked.

Rev. H. H. Newham	No. 6621—M. F. 267-92, dated 9th December 1899.
Rev. R. W. Boote	No. 10034—G. F. 267-92, dated 23rd December 1902.
Rev. F. H. Sutton	No. 4195—G. M. 3-37-17, dated 11th December 1937.
Rev. A. Brockbank	No. 4645—G. M. 3-37-19, dated 15th December 1937.
Rev. Chaloner	No. M. 7303—G. M. 20-45-22, dated 16th January 1946.

7521 K. THIPPERUDRIAH, *Edn. Secy*

LAW SECRETARIAT.

Dated 12th April 1247.

No. P. 6138—Pris. 37-46-6. The Government of His Highness the Maharaja are pleased to appoint V. Rev. Fr. Fl. Audian, Chaplain, St. Philomina's Shrine, Mysore, as a non-official visitor to the Jail, Mysore, for a period of two years.

7702 S. KANAKARATNARAJ, *Law Secy.*

Dated 7th April 1947.

No. R. L. 1159.—L. C. 32-46-15. Whereas a vacancy has arisen in the Mysore *cum* Mandya *cum* Hassan Mohammadan Rural Constituency of the Legislative Council as a result of the Government Order issued under Rule 170 (1) of the Legislative Council Rules 1940, directing a bye-election to be held from the aforesaid constituency.

Now therefore in pursuance of the provisions of rules 65 and 66 of the Legislative Council Rules, 1940, the Government of His Highness the Maharaja are hereby pleased :—

(*a*) to call upon the said constituency to elect in accordance with the said rules before 31st May 1947 one member to fill the aforesaid vacancy, and

(*b*) to appoint the following dates for the several stages of election :—

1	Presentation of the notice of candidature in the Office of the Returning Officer. (Deputy Commissioner, Mysore District, Mysore).	Monday 5th May 1947. (Before 3 P.M.)
2	Scrutiny of the notices of candidature ...	Wednesday 7th May 1947.
3	Withdrawal of the notice of candidature ...	Thursday 8th May 1947. (Before 3 P.M.)
4	Poll	Sunday 18th May 1947.

7504

Dated 7—8th April 1947.

No. R. L. 1163—L. C. 32-46-16. The calendar of events relating to the bye-election to the Legislative Council in the following constituency is hereby published for general information.—

Legislative Council.

CALENDAR OF EVENTS.

Sl. No.	Name of the constituency	No. of seats
1	Mysore *cum* Mandya *cum* Hassan Mohammadan Rural	1

The attention of the Deputy Commissioner, Mysore District who is the Returning Officer of the constituency is hereby invited to the several events specified below and the dates fixed for the same and he is requested to kindly take necessary steps to carry out the programme and keep within the time limit prescribed for the several events.

BYE-ELECTION.

1	Presentation of notices of candidature in the office of the Returning Officer, (The Deputy Commissiner, Mysore District, Mysore).	Monday 5th May 1947. (Before 3 P.M.)
2	Scrutiny of the notice of candidature ...	Wednesday 7th May 1947.
3	Withdrawal of notice of candidature ...	Thursday 8th May 1947. (Before 3 P.M.)
4	Final publication of the list of candidates with symbols if any in the office of the Returning Officer.	Thursday 8th May 1947. (Before 5 P.M.)
5	Poll	Sunday 18th May 1947.
6	Report of the result of election to Government ...	Not later than Wednesday 28th May 1947.
7	Publication of the result of election in the English and Kannada copies of the Gazette.	Thursday 5th June 1947.

7505

Dated 7—8th April 1947.

No. R. L. 1167—R. A. 8-46-17. Whereas vacancies have arisen in certain constituencies of the Representative Assembly, specified in the schedule below by virtue of the provisions of the Representative Assembly Rules, 1940, indicated in column (4) of the said schedule ;

Now therefore in pursuance of the provisions of rules 85 and 86 of the Representative Assembly Rules, 1940, the Government of His Highness the Maharaja are hereby pleased:—

(*a*) to call upon the said constituencies to elect in accordance with the said rules the number of members specified in column (3) of the schedule before 25th May 1947 ; and

(*b*) to appoint the following dates for the several stages of election.

1	Presentation of the notice of the candidature in the Office of the Returning Officer.	Monday 5th May 1947, (Before 3 P.M.)
2	Scrutiny of the notice of candidature ...	Wednesday 7th May 1947,
3	Withdrawal of the notice of candidature	Thursday 8th May 1947, (Before 3 P.M.)
4	Poll	Sunday 18th May 1947.

SCHEDULE.

(1) Sl. No.	(2) Name of the constituency	(3) Number of seats	(4) Reasons for the vacancy
1	Tiptur (General Rural) ...	1	Demise of one of the sitting members.
2	Goribidnur (General Rural) ...	1	Do do

7519

Dated 7—8th April 1947.

No. R. L. 1170—R. A. 8-46-18. The calendar of events relating to the bye-elections to the Representative Assembly, in the constituencies specified in the schedule below is hereby published for general information.

Representative Assembly.

Sl. No.	Name of the Constituency	Number of seats.
1	Tiptur (General Rural)	1
2	Goribidnur (General Rural)...	1

The attention of the Deputy Commissioner of the District concerned and other Returning Officers is hereby invited to the several events specified herein and the dates fixed for the same and they are requested to kindly take necessary steps to carry out the programme and to keep within the time limit prescribed for the several events.

Bye-election.

1	Presentation of the notice of candidature in the Office of the Returning Officer.	Monday 5th May 1947, (Before 3 P.M.)
2	Scrutiny of the notice of candidature ...	Wednesday 7th May 1947.
3	Withdrawal of the notice of candidature	Thursday 8th May 1947, (Before 3 P.M.)
4	Final publication of the list of candidates with symbols if any in the Office of the Returning Officer.	Thursday 8th May 1947, (5 P.M.)
5	Poll	Sunday 18th May 1947.
6	Report of the result of election to Government.	Not later than Friday 23rd May 1947.
7	Publication of the result of election in in the English and Kannada copies of the Gazette.	Thursday 29th May 1947.

7518

Dated 10th April 1947.

No. R. L. 1203—R. A. 16-45-89. Orders by the Government of His Highness the Maharaja under the provisions of Rule 191 of the Representative Assembly Rules, 1940, in respect of Miscellaneous Appeal No, 57 of 45-46 on the file of the High Court.

Whereas under Notification No. R. L. 1980—R. A. 50-44-1, dated 21st November 1944, a General Election was directed to be held to the Representative Assembly in all territorial and Special Constituencies on or before 28th February 1945.

And whereas at the election conducted in the Heggaddevankote Taluk General Rural Costituency for the Representative Assembly Messrs. (1) H. P. Basappa, son of Puttamadappa, residing at Hommaragalli, Hampapur Hobli, Heggaddevanakote Taluk and (2) Puttaswamy, son of Kempegowda, residing at Nooralakuppe, Antharasanthe Hobli, Heggaddevanakote Taluk, were declared by the Returning Officer under Rule 146 of the Representative Assembly Rules, 1940, to have been duly elected as members of the Representative Assembly from the said constituency.

And whereas an election petition was duly presented to Government under clause (a) of sub-rule (1) of Rule 172 of the aforesaid rules by Mr. H. K. Thimmiah, son of Kengegowda, residing at Hommaragalli, Hampapura Hobli, Heggaddevanakote Taluk, a candidate for the said constituency.

And whereas the Government of His Highness the Maharaja in exercise of the powers conferred under the provisions of sub-rule (1) of Rule 178 of the Representative Assembly Rules, 1940, by Notificafion No. R. L. 178—C. B. 30-45-2, dated 16th July 1945 appointed Mr. V. Kandaswami Pillai, B.A., B.L., as Election Commissioner, for the trial of election petitions and on 1st August 1945 transferred this petition to the said Commissioner for a report in accordance with the provisions of Rule 188 of the aforesaid rules.

And whereas the said Election Commissioner has in accordance with the provisions of sub-rule (3) of Rule 188 of the aforesaid rules forwarded to Government his report dismissing the petition.

And whereas the said Mr. H. K. Thimmiah having filed an appeal under Rule 190 of the Representative Assembly Rules, 1940, to the High Court against the decision of the Election Commissioner, the High Court in dismissing the appeal and confirming the decision of the said Commissioner have in accordance with the sub-rule (2) of Rule 190 of the aforesaid rules, forwarded to Government a copy of their judgment delivered in respect of the said appeal.

Now therefore the Government of His Highness the Maharaja in exercise of the powers conferred by sub-rule (1) of Rule 191 of the aforesaid rules, are hereby pleased in accordance with the judgment of the High Court to declare that Messrs. (1) H. P. Basappa and (2) Puttaswamy, the returned candidates has been duly elected to the Representative Assembly from the Heggeddevanakote Taluk, General Rural Constituency and to order further that the petition be dismissed and the petitioner-appellant Mr. H. K. Thimmiah, shall pay Rs. 100 (Rupees one hundred only) as costs awarded in the Election Commissioner's Court to the respondents Messrs. H. P. Basappa and Puttaswamy and that each party should bear his own costs of the appeal in the High Court.

7593 S. KANAKARATNARAJ, *Legal Rembrcr. and Law Secy.*

Printed by the Superintendent at the Government Press, Bangalore.